

108TH CONGRESS  
1ST SESSION

# S. 1521

To direct the Secretary of the Interior to convey certain land to the Edward H. McDaniel American Legion Post No. 22 in Pahrump, Nevada, for the construction of a post building and memorial park for use by the American Legion, other veterans' groups, and the local community.

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## IN THE SENATE OF THE UNITED STATES

JULY 31 (legislative day, JULY 21), 2003

Mr. REID (for himself and Mr. ENSIGN) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To direct the Secretary of the Interior to convey certain land to the Edward H. McDaniel American Legion Post No. 22 in Pahrump, Nevada, for the construction of a post building and memorial park for use by the American Legion, other veterans' groups, and the local community.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Edward H. McDaniel  
5       American Legion Post No. 22 Land Conveyance Act”.

1 **SEC. 2. FINDINGS.**

2 Congress finds that—

3 (1) the membership of the American Legion  
4 and other nonprofit organizations that represent the  
5 veterans' community in Pahrump, Nevada, has  
6 grown immensely in the last 10 years;

7 (2) the existing facility used by the veterans  
8 community in Pahrump, which was constructed in  
9 the 1960's, is too small and is inappropriate for the  
10 needs of the veterans community;

11 (3) the nearest veterans facility that can accom-  
12 modate the veterans community in Pahrump is lo-  
13 cated more than 60 miles away in the city of Las  
14 Vegas;

15 (4) the tracts of land that are available for con-  
16 sideration as potential sites for the location of a new  
17 veterans facility are not suitable for the facility;

18 (5) conveyance of a suitable parcel of land for  
19 the facility, which consists of an odd, triangular  
20 tract of land bounded on 2 sides by private land and  
21 cut off from other public land by a major highway,  
22 conforms with the objective of the Bureau of Land  
23 Management, Las Vegas District 1998 Resource  
24 Management Plan by simplifying the land manage-  
25 ment responsibilities of the Bureau of Land Man-  
26 agement; and

1           (6) because the intent of the American Legion  
 2           is to make the facility available to other veterans or-  
 3           ganizations and the public for community activities  
 4           and events at no cost, it would be in the best inter-  
 5           ests of the United States to convey the land to the  
 6           Edward H. McDaniel American Legion Post No. 22.

7 **SEC. 3. DEFINITIONS.**

8           In this Act:

9           (1) POST NO. 22.—The term “Post No. 22”  
 10          means the Edward H. McDaniel American Legion  
 11          Post No. 22 in Pahrump, Nevada.

12          (2) SECRETARY.—The term “Secretary” means  
 13          the Secretary of the Interior, acting through the Di-  
 14          rector of the Bureau of Land Management.

15 **SEC. 4. CONVEYANCE OF LAND TO EDWARD H. MCDANIEL**  
 16 **AMERICAN LEGION POST NO. 22.**

17          (a) CONVEYANCE ON CONDITION SUBSEQUENT.—  
 18          Not later than 120 days after the date of enactment of  
 19          this Act, subject to valid existing rights and the condition  
 20          stated in subsection (c) and in accordance with the Act  
 21          of June 14, 1926 (commonly known as the “Recreation  
 22          and Public Purposes Act”) (43 U.S.C. 869 et seq.), the  
 23          Secretary shall convey to Post No. 22, for no consider-  
 24          ation, all right, title, and interest of the United States in  
 25          and to the parcel of land described in subsection (b).

1 (b) DESCRIPTION OF LAND.—The parcel of land re-  
2 ferred to in subsection (b) is the parcel of Bureau of Land  
3 Management land that—

4 (1) is bounded by Route 160, Bride Street, and  
5 Dandelion Road in Nye County, Nevada;

6 (2) consists of approximately 4.5 acres of land;  
7 and

8 (3) is more particularly described as a portion  
9 of the S  $\frac{1}{4}$  of section 29, T. 20 S., R. 54 E., Mount  
10 Diablo and Base Meridian.

11 (c) CONDITION ON USE OF LAND.—

12 (1) IN GENERAL.—Post No. 22 and any succes-  
13 sors of Post No. 22 shall use the parcel of land de-  
14 scribed in section (b) for the construction and oper-  
15 ation of a post building and memorial park for use  
16 by Post No. 22, other veterans groups, and the local  
17 community for events and activities.

18 (2) REVERSION.—Except as provided in para-  
19 graph (3), if the Secretary, after notice to Post No.  
20 22 and an opportunity for a hearing, makes a find-  
21 ing that Post No. 22 has used or permitted the use  
22 of the parcel for any purpose other than the purpose  
23 specified in paragraph (1) and Post No. 22 fails to  
24 discontinue that use, title to the parcel shall revert

1 to the United States, to be administered by the Sec-  
2 retary.

3 (3) WAIVER.—The Secretary may waive the re-  
4 quirements of paragraph (2) if the Secretary deter-  
5 mines that a waiver would be in the best interests  
6 of the United States.

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